IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 16TH OCTOBER 2006 / 24TH ASWINA 1928

Bail Appl..No. 5988 of 2006

CRIME NO.65/2005 OF NADAKKAVU POLICE STATION

.....

PETITIONER/ACCUSED:

K.P. SHAMSUDEEN, AGED 32 YEARS,
S/O. KHALID, KALIYATT PARAMBA,
JOSEPH ROAD, VELLAYIL, KOZHIKODE.

BY ADV. SRI.V.G.ARUN

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5988/2006

DATED THIS THE 16TH DAY OF OCTOBER, 2006

O R D E R

The petitioner, the fourth accused, is before this Court, under Section 438 Cr.P.C., as he apprehends arrest in crime No.65/2005 of Nadakkavu Police Station, for the offence punishable under Sections 341, 323, 324 and 308 IPC read with Section 34 IPC.

2. It is alleged that the petitioner had inflicted injuries on the defacto complainant. The wound certificate reveal that there was 4 X 1 cms of stab injury on the left upper arm of the injured. The prosecution submits that the first accused was arrested and others were absconding.

3. In the above facts situation, I direct the petitioner to surrender before the Investigating Officer, who is investigating crime No.65/2005 of Nadakkavu police station, on 20.10.2006 between 9.30 a.m and 10.00 a.m.

4. The Investigating Officer shall interrogate the petitioner and thereafter, produce him before the Court below, according to the law.

5. The learned Magistrate shall hear both sides and pass appropriate orders on merit.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs